



Docket No.: 244783US-90 CONT

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RE: Application Serial No.: 10/695,829

Applicants: Koji YOSHIDA

Filing Date: October 30, 2003

For: POSITION DETECTING METHOD, POSITION  
DETECTING APPARATUS, EXPOSURE METHOD,  
EXPOSURE APPARATUS, MAKING METHOD  
THEREOF, AND DEVICE AND DEVICE  
MANUFACTURING METHOD

Group Art Unit: 2851

Examiner: NGUYEN, H.

SIR:

Attached hereto for filing are the following papers:

**PETITION UNDER 37 C.F.R. § 1.181  
INFORMATION DISCLOSURE STATEMENT (COPY)  
FORM PTO-1449 (COPY)  
FILING RECEIPT DATED AUGUST 30, 2004 (COPY)**

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

**COPY**

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DOCKET NO: 244783US-90 CONV

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF

KOJI YOSHIDA

: EXAMINER: NGUYEN, H.

SERIAL NO: 10/695,829

: GROUP ART UNIT: 2851

FILED: OCTOBER 30, 2003

FOR: POSITION DETECTING METHOD,  
POSITION DETECTING APPARATUS,  
EXPOSURE METHOD, EXPOSURE  
APPARATUS, MAKING METHOD  
THEREOF, AND DEVICE AND DEVICE  
MANUFACTURING METHOD

PETITION UNDER 37 C.F.R. § 1.181

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

This Petition is in response to the Notice of Allowance mailed July 25, 2005.

**Remarks** begin on page 2 of this paper.

COPY

REMARKS

This Petition Under 37 C.F.R. § 1.181 requests that the Information Disclosure Statement (IDS) filed August 30, 2004, be acknowledged as considered. At this point Applicant has not received a copy of the form PTO-1449 filed with the above-noted IDS indicating that all of the references submitted therein have been considered.

A copy of the Information Disclosure Statement filed August 30, 2004, and the date-stamped filing receipt indicating its filing, is submitted herein.

Applicant requests that the form PTO-1449 with the references cited therein be initialed indicating their consideration and be provided to applicant.

As the above-identified application has already been issued an early action on the present petition is respectfully requested.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

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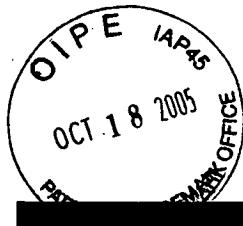
Customer Number  
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(OSMMN 06/04)

Masayasu Mori  
Registration No. 47,301  
Surinder Sachar  
Registration No. 34,423  
Attorneys of Record

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*[Signature]*  
USPTO File No. 244783US-90 CONT

Dept.: E/M  
By: MM/SNS/des

✓ Serial No. 10/695,829

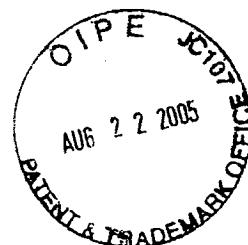
In the matter of the Application of: Koji YOSHIDA

For: POSITION DETECTING METHOD, POSITION DETECTING APPARATUS,  
EXPOSURE METHOD, EXPOSURE APPARATUS, MAKING METHOD  
THEREOF, AND DEVICE AND DEVICE MANUFACTURING METHOD

Due Date: N/A

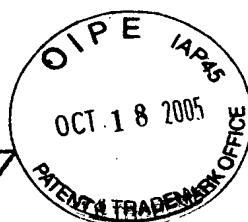
The following has been received in the U.S. Patent Office on the date stamped hereon:

- Dep. Acct. Order Form
- Letter/Cover
- Information Disclosure Statement (COPY)
- PTO-1449 (COPY)
- Filing Receipt dated August 30, 2004 (COPY)
- Petition Under 37 C.F.R. § 1.181



**COPY**

**COPY**



*WBC*

OSMM&N File No. 244783US90CONT

Serial No. 10/695,829

In the matter of the Application of: Koji YOSHIDA

For: POSITION DETECTING METHOD, POSITION DETECTING APPARATUS,  
EXPOSURE METHOD, EXPOSURE APPARATUS, MAKING METHOD  
THEREOF, AND DEVICE AND DEVICE MANUFACTURING METHOD

Due Date: 09/06/2004

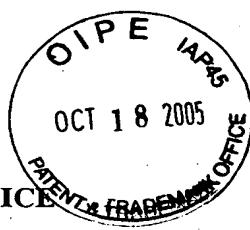
The following has been received in the U.S. Patent Office on the date stamped hereon:

- Dep. Acct. Order Form
- Information Disclosure Statement       PTO-1449
- Cited Reference (1)
- Search Report EUROPEAN



**COPY**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



IN RE APPLICATION OF: Koji YOSHIDA

SERIAL NO: 10/695,829

GAU: 2875

FILED: October 30, 2003

EXAMINER:

FOR: POSITION DETECTING METHOD, POSITION DETECTING APPARATUS, EXPOSURE METHOD, EXPOSURE APPARATUS, MAKING METHOD THEREOF, AND DEVICE AND DEVICE MANUFACTURING METHOD

**INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97**

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicant(s) wish to disclose the following information.

**REFERENCES**

- The applicant(s) wish to make of record the references cited in the attached European Search Report listed on the attached form PTO-1449. Copies of the listed references are attached, where required, as are either statements of relevancy or any readily available English translations of pertinent portions of any non-English language references.
- A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

**RELATED CASES**

- Attached is a list of applicant's pending application(s) or issued patent(s) which may be related to the present application. In accordance with discussions on August 4, 2004 with Mr. Nicholas P. Godici, Commissioner for Patents, it is no longer required to submit copies of cited pending applications. A modification of the Rules will be published soon in the Official Gazette. Cited issued patents, if any, are listed on the attached PTO form 1449.
- A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

**CERTIFICATION**

- Each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.
- No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this statement.

**DEPOSIT ACCOUNT**

- Please charge any additional fees for the papers being filed herewith and for which no check or credit card payment is enclosed herewith, or credit any overpayment to deposit account number 15-0030. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

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## COPY

SHEET 1 OF 1

| Form PTO 1449<br>(Modified)   |    | U.S. DEPARTMENT OF COMMERCE<br>PATENT AND TRADEMARK OFFICE |            | ATTY DOCKET NO.<br>244783US90CON                              | SERIAL NO.<br>10/695,829   |           |
|---|----|--|------------|---|--|-----------|
| LIST OF REFERENCES CITED BY APPLICANT                                   |    | APPLICANT<br>Koji YOSHIDA                                  |            | OCT 18 2005<br>U.S. PATENT & TRADEMARK OFFICE                 |  |           |
|   |    | FILING DATE<br>October 30, 2003                            |            | GROUP<br>2875   |  |           |
| U.S. PATENT DOCUMENTS   |    |  |            |   |  |           |
| EXAMINER INITIAL  |    | DOCUMENT NUMBER  | DATE       | NAME  | CLASS  | SUB CLASS |
| AA  |    | 2001/0016293.A1  | 08/23/2001 | K. NISHI, et al.  |  |           |
| AB  |    | 5,682,242  | 10/28/1997 | D. EYLON  |  |           |
| AC  |    |  |            |   |  |           |
| AD  |    |  |            |   |  |           |
| AE  |    |  |            |   |  |           |
| AF  |    |  |            |   |  |           |
| AG  |    |  |            |   |  |           |
| AH  |    |  |            |   |  |           |
| AI  |    |  |            |   |  |           |
| AJ  |    |  |            |   |  |           |
| AK  |    |  |            |   |  |           |
| AL  |    |  |            |   |  |           |
| AM  |    |  |            |   |  |           |
| AN  |    |  |            |   |  |           |
| FOREIGN PATENT DOCUMENTS  |    |  |            |   |  |           |
|   |    | DOCUMENT NUMBER  | DATE       | COUNTRY   | TRANSLATION<br>YES   | NO        |
| AO  |    | 9-36202  | 02/07/1997 | JAPAN (with English Abstract and corr. US<br>2001/0016293 A1) |  | X         |
| AP  |    |  |            |   |  |           |
| AQ  |    |  |            |   |  |           |
| AR  |    |  |            |   |  |           |
| AS  |    |  |            |   |  |           |
| AT  |    |  |            |   |  |           |
| AU  |    |  |            |   |  |           |
| AV  |    |  |            |   |  |           |
| OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, etc.) |    |  |            |   |  |           |
|   | AW |  |            |   |  |           |
|   | AX |  |            |   |  |           |
|   | AY |  |            |   |  |           |
|   | AZ |  |            |   | <input type="checkbox"/> Additional References sheet(s) attached |           |
| Examiner  |    |  |            | Date Considered   |  |           |

\*Examiner: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.